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NECESSITY OF ENDING THE ECONOMIC, COMMERCIAL AND FINANCIAL EMBARGO IMPOSED BY THE UNITED STATES OF AMERICA AGAINST CUBA

Cuba: draft resolution

The General Assembly,

Determined to encourage strict compliance with the purposes and principles enshrined in the Charter of the United Nations,

Reaffirming, among other principles, the sovereign equality of States, non-intervention and non-interference in their internal affairs and freedom of international trade and navigation, which are also enshrined in many international legal instruments,

Recalling the statements of the heads of State and Government at the Ibero-American Summits concerning the need to eliminate the unilateral application of economic and trade measures by one State against another which affect the free flow of international trade,

Taking note of Decision 360 adopted on 13 July 1995 by the Twenty-first Council of the Latin American Economic System, held at the ministerial level at San Salvador, which called for the lifting of the economic, commercial and financial embargo against Cuba,

Concerned about the continued promulgation and application by Member States of laws and regulations whose extraterritorial effects affect the sovereignty of other States and the legitimate interests of entities or persons under their jurisdiction, as well as the freedom of trade and navigation,

Recalling its resolutions 47/19 of 24 November 1992, 48/16 of 3 November 1993 and 49/9 of 26 October 1994,

Concerned that, since the adoption of its resolutions 47/19, 48/16 and 49/9, further measures of that nature aimed at strengthening and extending the economic, commercial and financial embargo against Cuba continue to be promulgated and applied, and concerned also about the adverse effects of such measures on the Cuban people and on Cuban nationals living in other countries,

1. Takes note of the report of the Secretary-General of 20 September 1995 on the implementation of resolution 49/9; 1/

2. Reiterates its call to all States to refrain from promulgating and applying laws and measures of the kind referred to in the preamble to the present resolution in conformity with their obligations under the Charter of the United Nations and international law which, inter alia, reaffirm the freedom of trade and navigation;

3. Once again urges States that have and continue to apply such laws and measures to take the necessary steps to repeal or invalidate them as soon as possible in accordance with their legal regime;

4. Requests the Secretary-General, in consultation with the appropriate organs and agencies of the United Nations system, to prepare a report on the implementation of the present resolution in the light of the purposes and principles of the Charter and international law, and to submit it to the General Assembly at its fifty-first session;

5. Decides to include in the provisional agenda of its fifty-first session the item entitled "Necessity of ending the economic, commercial and financial embargo imposed by the United States of America against Cuba".

1/ A/50/401.